PATENT COOPERATION TREATY

From the INTERNATIONAL BUREAU

PCT

SECOND AND SUPPLEMENTARY NOTICE INFORMING THE APPLICANT OF THE COMMUNICATION OF THE INTERNATIONAL APPLICATION (TO DESIGNATED OFFICES WHICH APPLY THE 30 MONTH TIME LIMIT UNDER ARTICLE 22(1))

(PCT Rule 47.1(c))

To:

JAPON

FUSHIMI, Naoya
Okada, Fushimi and Hirano
PC, NE Kudan Bldg.
2-7, Kudan-minami 3-chome
Chiyoda-ku, Tokyo 102-0074

RECEIVED

FEB.1 6.2006

OKADA, FUSHIMI & HIRANO, PC

Date of mailing (day/month/year)
09 February 2006 (09.02.2006)

Applicant's or agent's file reference Q03248PCT

PCT/JP2004/014991

International application No.

International filing date (day/month/year) 05 October 2004 (05.10.2004)

Priority date (day/month/year)

IMPORTANT NOTICE

07 October 2003 (07.10.2003)

Applicant

NALUX CO., LTD. et al

- 1. ATTENTION: For any designated Office(s), for which the time limit under Article 22(1), as in force from 1 April 2002 (30 months from the priority date), does not apply, please see Form PCT/IB/308(First Notice) issued previously.
- 2. Notice is hereby given that the following designated Office(s), for which the time limit under Article 22(1), as in force from 1 April 2002, does apply, has/have requested that the communication of the international application, as provided for in Article 20, be effected under Rule 93bis.1. The International Bureau has effected that communication on the date indicated below: 21 April 2005 (21.04.2005)

AU, AZ, BY, CN, CO, DZ, EP, HU, KG, KP, KR, MD, MK, MZ, NA, RU, SY, TM, US

In accordance with Rule 47.1(c-bis)(i), those Offices will accept the present notice as conclusive evidence that the communication of the international application has duly taken place on the date of mailing indicated above and no copy of the international application is required to be furnished by the applicant to the designated Office(s).

3. The following designated Offices, for which the time limit under Article 22(1), as in force from 1 April 2002, does apply, have not requested, as at the time of mailing of the present notice, that the communication of the international application be effected under Rule 93bis.1:

AE, AG, AL, AM, AP, AT, BA, BB, BG, BR, BW, BZ, CA, CR, CU, CZ, DE, DK, DM, EA, EC, EE, EG, ES, FI, GB, GD, GE, GH, GM, HR, ID, IL, IN, IS, JP, KE, KZ, LC, LK, LR, LS, LT, LV, MA, MG, MN, MW, MX, NI, NO, NZ, OA, OM, PG, PH, PL, PT, RO, SC, SD, SG, SK, SL, TJ, TN, TR, TT, UA, UZ, VC, VN, YU, ZA, ZW

In accordance with Rule 47.1(c-bis)(ii), those Offices accept the present notice as conclusive evidence that the Contracting State for which that Office acts as a designated Office does not require the furnishing, under Article 22, by the applicant of a copy of the international application.

4. TIME LIMITS for entry into the national phase

For the designated or elected Office(s) listed above, the applicable time limit for entering the national phase will, subject to what is said in the following paragraph, be 30 MONTHS from the priority date.

In practice, time limits other than the 30-month time limit will continue to apply, for various periods of time, in respect of certain of the designated or elected Office(s) listed above. For regular updates on the applicable time limits (30 or 31 months, or other time limit), Office by Office, refer to the PCT Gazette, the PCT Newsletter and the PCT Applicant's Guide, Volume II, National Chapters, all available from WIPO's Internet site, at http://www.wipo.int/pct/en/index.html.

It is the applicant's sole responsibility to monitor all these time limits.

The International Bureau of WIPO 34, chemin des Colombettes 1211 Geneva 20, Switzerland

Authorized officer

Masashi Honda

Facsimile No.+41 22 740 14 35

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PATENT COOPERATION TREATY

DEC -7 2004

OKADA, POSMALL
& HIRANO, FC

PCT

From the INTERNATIONAL BUREAU

To:

FUSHIMI, Naoya OKADA, FUSHIMI AND HIRANO, PC, NE Kudan Bldg. 2-7, Kudan-minami 3-chome Chiyoda-ku Tokyo 1020074 Japan

NOTIFICATION CONCERNING SUBMISSION OR TRANSMITTAL OF PRIORITY DOCUMENT

(PCT Administrative Instructions, Section 411)

Date of mailing (day/month/year) 30 November 2004 (30.11.2004)	
Applicant's or agent's file reference Q03248PCT	IMPORTANT NOTIFICATION
International application No. PCT/JP2004/014991	International filing date (day/month/year) 05 October 2004 (05.10.2004)
International publication date (day/month/year) Not yet published	Priority date (day/month/year) 07 October 2003 (07.10.2003)

- 1. By means of this Form, which replaces any previously issued notification concerning submission or transmittal of priority documents, the applicant is hereby notified of the date of receipt by the International Bureau of the priority document(s) relating to all earlier application(s) whose priority is claimed. Unless otherwise indicated by the letters "NR", in the right-hand column or by an asterisk appearing next to a date of receipt, the priority document concerned was submitted or transmitted to the International Bureau in compliance with Rule 17.1(a) or (b).
- 2. (If applicable) The letters "NR" appearing in the right-hand column denote a priority document which, on the date of mailing of this Form, had not yet been received by the International Bureau under Rule 17.1(a) or (b). Where, under Rule 17.1(a), the priority document must be submitted by the applicant to the receiving Office or the International Bureau, but the applicant fails to submit the priority document within the applicable time limit under that Rule, the attention of the applicant is directed to Rule 17.1(c) which provides that no designated Office may disregard the priority claim concerned before giving the applicant an opportunity, upon entry into the national phase, to furnish the priority document within a time limit which is reasonable under the circumstances.
- 3. (If applicable) An asterisk(*) appearing next to a date of receipt, in the right-hand column, denotes a priority document submitted or transmitted to the International Bureau but not in compliance with Rule 17.1(a) or (b) (the priority document was received after the time limit prescribed in Rule 17.1(a) or the request to prepare and transmit the priority document was submitted to the receiving Office after the applicable time limit under Rule 17.1(b)). Even though the priority document was not furnished in compliance with Rule 17.1(a) or (b), the International Bureau will nevertheless transmit a copy of the document to the designated Offices, for their consideration. In case such a copy is not accepted by the designated Office as priority document, Rule 17.1(c) provides that no designated Office may disregard the priority claim concerned before giving the applicant an opportunity, upon entry into the national phase, to furnish the priority document within a time limit which is reasonable under the circumstances.

Priority date
Priority application No.

Or PCT receiving Office
Of priority document

Or Octo 2003 (07.10.2003)

Priority application No.

Or PCT receiving Office
Of priority document

Or PCT receiving Office

Of Nove 2004 (18.11.2004)

The International Bureau of WIPO 34, chemin des Colombettes 1211 Geneva 20, Switzerland

Authorized officer

Kiwa MPAY

Telephone No. (41-22) 338 9087

Facsimile No. (41-22) 338.70.10

発信人 日本国特許庁 (国際調査機関)

出願人代理人 伏見 直哉			
様			
あて名 〒 102-0074 東京都千代田区九段南3丁目2番7号 NE九段ビル特許業務法人オカダ・フシミ・ヒラノ	PCT 国際調査機関の見解書 (法施行規則第40条の2) [PCT規則43の2.1]		
	発送日 (日. 月. 年) 11, 2005		
出願人又は代理人 の書類記号 Q03248PCT	今後の手続きについては、下記2を参照すること。		
国際出願番号 国際出願日 PCT/JP2004/014991 (日.月.年) 05.	優先日 10.2004 (日.月.年) 07.10.2003		
国際特許分類 (IPC) Int. Cl' G02B5/30, G11B7/135			
出願人(氏名又は名称) ナルックス株式会社			
1. この見解書は次の内容を含む。 ※ 第 I 欄 見解の基礎	5新規性、進歩性又は産業上の利用可能性についての見解、		
際予備審査機関がPCT規則66.1の2(b)の規定に基づいない旨を国際事務局に通知していた場合を除いて、この			
·	なされる場合、様式PCT/ISA/220を送付した日かる期限が経過するまでに、出願人は国際予備審査機関に、適当る。		
さらなる選択肢は、様式PCT/ISA/220を参照で	すること。		
3. さらなる詳細は、様式PCT/ISA/220の備考を	参照すること。 ────────────────────────────────────		
見解書を作成した日 22.12.2004			
名称及びあて先 日本国特許庁(ISA/JP) 郵便番号100-8915 東京都千代田区霞が関三丁目4番3号	特許庁審査官(権限のある職員) 山村 浩 電話番号 03-3581-1101 内線 3271		

第 I 欄 見解の基礎				
1. この見解書は、下記に示す場合を除くほか、国際出願の言語を基礎として作成された。				
□ この見解書は、				
2. この国際出願で開示されかつ請求の範囲に係る発明に不可欠なヌクレオチド又はアミノ酸配列に関して、 以下に基づき見解書を作成した。				
a. タイプ	配列表			
•	配列表に関連するテーブル			
b. フォーマット	書面			
	□ コンピュータ読み取り可能な形式			
c. 提出時期	出願時の国際出願に含まれる			
	この国際出願と共にコンピュータ読み取り可能な形式により提出された			
	出願後に、調査のために、この国際調査機関に提出された			
3. ○ さらに、配列表又は配列表に関連するテーブルを提出した場合に、出願後に提出した配列若しくは追加して提出した配列が出願時に提出した配列と同一である旨、又は、出願時の開示を超える事項を含まない旨の陳述書の提出があった。 4. 補足意見:				
·				

国際調査機関の見解書

国際出願番号 PCT/JP2004/014991

第V欄 新規性、進歩性又は それを裏付る文献及び		こついてのPCT規則43の2.1(a)(i)に定める見解、
1. 見解		
新規性(N)	請求の範囲	
進歩性(IS)	請求の範囲	
産業上の利用可能性(12	A) 請求の範囲 請求の範囲	
インコー & WO & US 文献2:JP 2 2002 文献3:JP 2 2002	ポレイテッド) 00/572 642683 002-258 .09.11, 002-182 .06.26,	8034 A (化学技術振興事業団) 全文,全図 2003 A (キヤノン株式会社)
請求の範囲1- 記載されておらず		明は、国際調査報告で引用されたいずれの文献にも でもない。

第VI欄 ある種の引用文献

1. ある種の公表された文書(PCT規則43の2.1及び70.10)

出願番号 件許番号	公知日 (日.月.年)	出 願 日 (日.月.年)	優先日	(有効な優先権の主張) _(日.月.年)
JP 2004-252130 A 「P, X」	09. 09. 2004	20. 02. 2003		

2. 書面による開示以外の開示(PCT規則43の2.1及び70.9)

書面による開示以外の開示の種類	書面による開示以外の開示の日付	書面による開示以外の開示に官及している		
	(日.月.年)	書面の日付(日.月.年)		

第四欄 国際出願に対する意見

請求の範囲、明細書及び図面の明瞭性又は請求の範囲の明細書による十分な裏付についての意見を次に示す。

- 1. 請求の範囲1,3,9-15(9-15については1,3を引用している部分に限る)に係る発明においては、「所定の値」という用語があるが、その定義が不明であり、よって、当該発明は不明確である。
- 2. 請求の範囲1-4, 9-15 (9-15については1, 4を引用している部分に限る)に係る発明においては、二波長に対応する偏光素子である旨の特定がなされておらず、結果として、発明の技術的意義が不明である。
- 3. 各請求の範囲において、格子パターン上に設けられている膜の屈折率は、基板のそれよりも高いとされているが、その技術的理由が不明である。